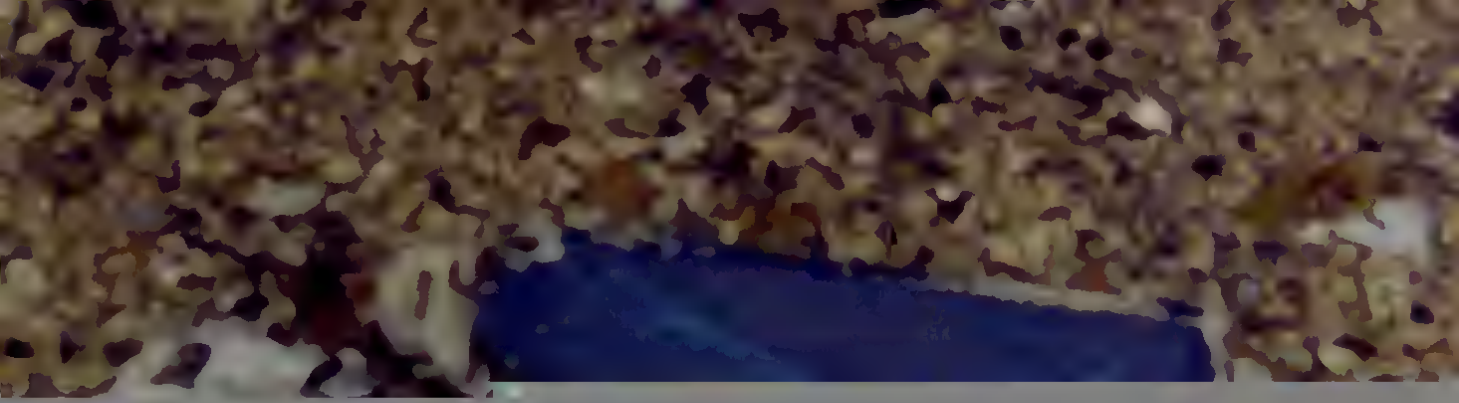

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For later cases see same Topic and Key Number in Pocket Part

S.D.N.Y. 1989 Inmate constitutional ... were not violated by his transfer to another ... the disciplinary charges were ... hearing and later dismissed; ... no constitutional right to remain in ... his not did state law limit Commissioner's discretion ...
... F.Supp. 98

S.D.N.Y. 1986 ... objections not be transferred ... for the purpose of ... Amendment ...
Hendricks v. ... 648 F.Supp. 1479 ...

... a habeas claim of retaliatory transfer ... alleged that they did not have ... by filing of his Article 78 ... U.S.C.A. Const.Amend. ... 1 F.R.D. 7811)
... Wells, 648 F.Supp. 1479 ...

S.D.N.Y. 1986 To categorize ... prisoners ... transfer to another prison ... which ... mapping ...
... Coughlin, 633 F.Supp. 1566 ...

S.D.N.Y. 1984. State prison officials ... discretion to transfer prisoners for any reason or no reason at all
Respress v. Coughlin, 585 F.Supp. 854

Prisoners may not be transferred from one institution to another totally in retaliation for exercise of their constitutional rights
Respress v. Coughlin, 585 F.Supp. 854

... that a prisoner's exercise of his constitutional rights would conflict with capacity of prison officials to accomplish legitimate penological objectives that relate to good order, security and discipline, absent such conflict ... prisoner retains those rights which are consistent with rights the exercise of which has not been validly withdrawn by valid penological interest
Respress v. Coughlin, 585 F.Supp. 854

S.D.N.Y. 1983. Even if prisoners' assertions ... not entitled to transfer were true, what they call ... is only that of place of ... and ... prisoner's allegations ... to ... to appeal ... transfer ... prisoner's exercise ...
... F.Supp. 37

N.Y. 1983 ... not entitled ... transfer ... by ... Amendment ... process ... Const. ... 14

S.D.N.Y. 1983 Transfers among federal institutions do not subject convicted prisoner to punishment beyond the terms of his sentence and commitment. U.S.C.A. Const.Amend. 8; 18 U.S.C.A. § 4085(b)
Persico v. Gunnell, 560 F.Supp. 1128

S.D.N.Y. 1982 Transfer of handicapped inmate who was awaiting trial on charges arising out of an armored car robbery, to high security medium custody facility for male convicted prisoners was not violative of constitutional guarantee in that there was no independent finding of fact on part of the custodians
Brown v. Thomas, 543 F.Supp. 686

Prisoner who ... his action on claims ... was not ... to federal ... N.Y.S. City ... in federal ... and ... to ... in ... confinement ...
Boudin v. ... 433 F.Supp. ...

S.D.N.Y. 1981 ... York ... make a showing ... transfer ... claims in ... to ... mechanics ... of district ... prior and ... rendering ... the ... to ... his prisoner ... New York City ... 48 hours of the ... of transfer ...
Bo... Mc... F.Supp. ...

S.D.N.Y. 1... ... case ... pendency ... pertaining ... between ... transferred ... such disruption ...
Figueroa v. Kapelman, 26... F.Supp. 681

Transfer ... two ... criminal ... both of ... character was within ... administrative discretion of state correctional officials and conducted neither deprivation of civil rights nor cruel and unusual punishment 42 U.S.C.A. 1983
Figueroa v. Kapelman, 526 F.Supp. 681

S.D.N.Y. 1981. Prisoner sentenced to ... under valid judgment of conviction is not entitled to serve his sentence in particular place of confinement or entitled to protect himself against transfer from one institution ... another where confinement may be ... as long as conditions of confinement ... not otherwise violate ... constitutional rights. 18 U.S.C.A. § 5003; U.S.C.A. Const. Amend. 5, 14
... v. U.S. Atty. Gen., 523 F.Supp. 1321, affirmed 688 F.2d 815

For references to other topics see Descriptive-Word Index

W.D.N.Y. 1997 Even if inmate can show that she was ... because of her opinions or in retaliation for her exercise of ... speech, article and her ... were ... raped and sexually abused by correction officers in violation of her First Amendment free speech rights, inmate's transfer to another prison was not appropriate remedy ... court would order prison officials to cease and desist from any further violations. U.S.C.A. Const.Amend. 1
Fisher v. Bond, 981 F.Supp. 139

W.D.N.Y. 1995 State Department of Correctional Services (DOCS) officials' denial of inmate's sought transfer to different correctional facility did not subject official to § 1983 civil rights liability for Eighth Amendment cruel and unusual punishment violation in absence of proof that he deliberately, rather than negligently or inadvertently, disregarded risk to inmate's safety. U.S.C.A. Const.Amend. 8; 42 U.S.C.A. § 1983
Jones v. Kelly, 918 F.Supp. 74

W.D.N.Y. 1994 Prisoners do not have constitutional right to remain in or not be transferred to correctional facility of their own choosing
Galloway v. Coughlin, 861 F.Supp. 199

W.D.N.Y. 1992 Inmate has no right to remain in any certain institution
Ross v. Kelly, 784 F.Supp. 35, affirmed 970 F.2d 896, certiorari denied 113 S.Ct. 828, 506 U.S. 1040, 121 L.Ed.2d 698

N.Y. 1984. Hazards associated with ... segregated prison qualified such ... unsafe within meaning of ... authorizing transfer of prisoner out ... facility. McKinney's Correction Law ... and ...
Ad... Mc... 482 N.Y.S.2d ... N.Y.2d ...

Sheriff ... pretrial ... order ... facility ... only based on noncompliance ... certain ... transfer ... and transfer ... system herein ... and ... permanent ... transfer ... all inmates ... civil or criminal ... without limitation and such discretion was unrestricted by order of Commissioner of Correction. McKinney's Correction Law § 504, subd. 1
Adams v. Mc... 482 N.Y.S.2d 469, ... N.Y.2d 868, 472 N.E.2d 319

N.Y.A.D. 2 Dept. 1994 Prisoner has no constitutional or statutory right to be ... returned back to prior housing status
Davis v. Office of Classification and Movement, New York State Dept. of Correctional Services, 617 N.Y.S.2d 871, 208 A.D.2d 922

N.Y.A.D. 2 Dept. 1987
... Mc... Correction Law ... 504, subd. 1
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... Correction Law ... 504, subd. 1
... A.D.2d 64

N.Y.A.D. 2 Dept. 1985 ... right to ... correspondence ... may be continued ... him from one ... discretion of Commissioner ...
Gregg v. Scully, 485 N.Y.S.2d ... A.D.2d 748, appeal ... 1026, 65 N.Y.2d 608, 491 N.E. ...

N.Y.A.D. 2 Dept. 1984 ... applications of defendant ... Orange County to ... that the venue of the ... Westchester County ... dangerous ... the presence ... hence ... from the Rockland ... facility in Westchester County ... had certified to the State Commissioner of Correction that the Westchester facility was ... unfit for the defendant's ... Mc... Correction Law ... 504, Mc... 2 ... 120, subd. 4
People ... Boudin, 474 N.Y.S.2d ... A.D.2d 266

Under statute requiring ... and ... including provisions for ... sheriff ... other ... the ...

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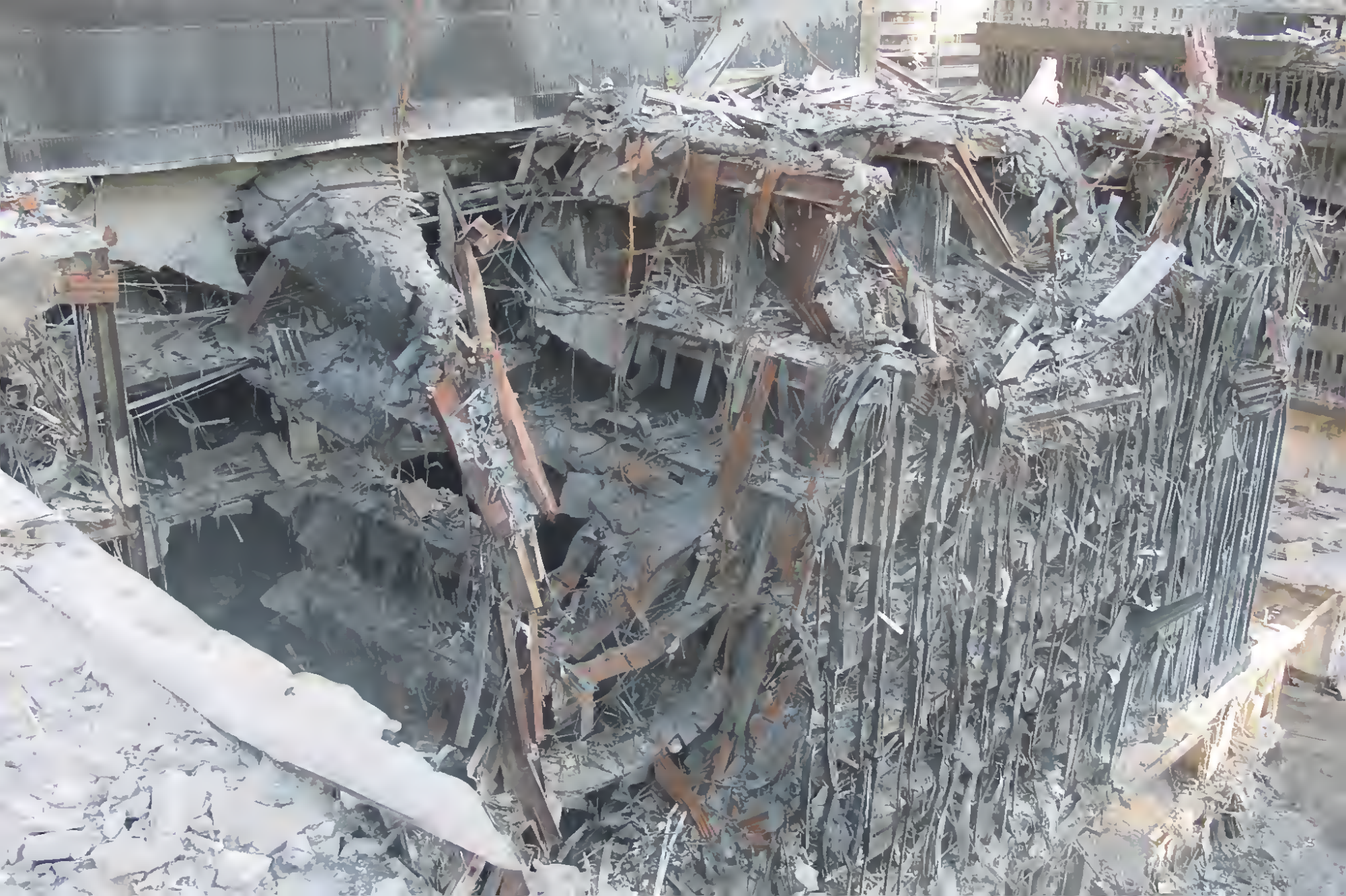

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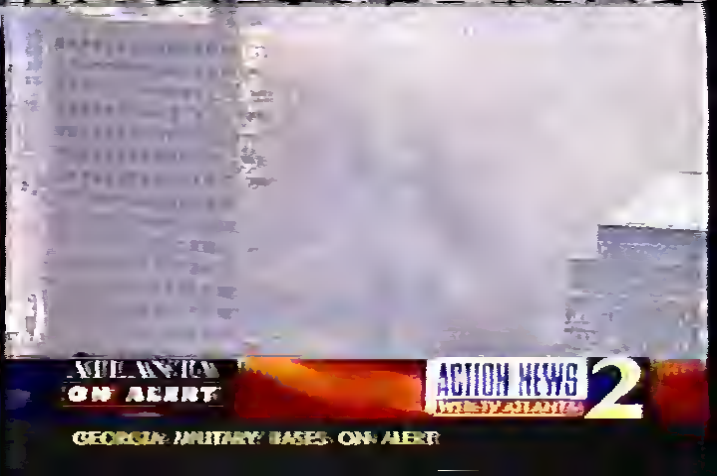
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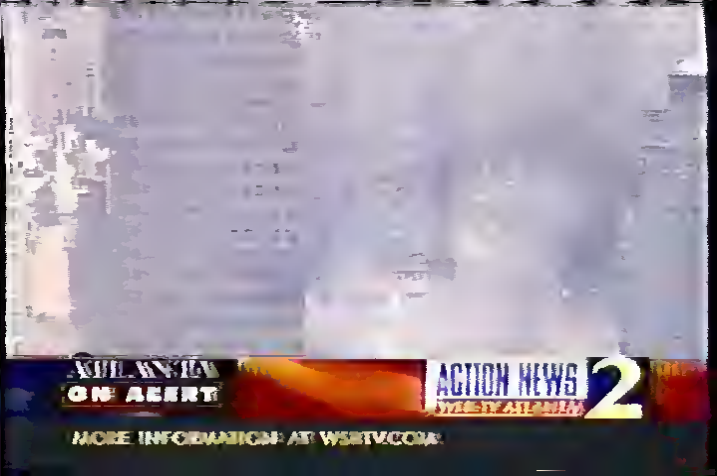
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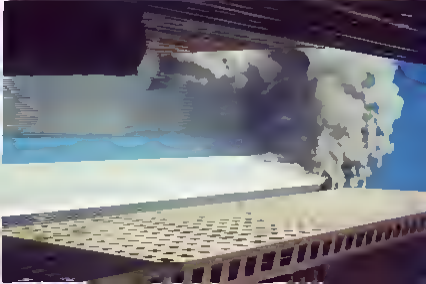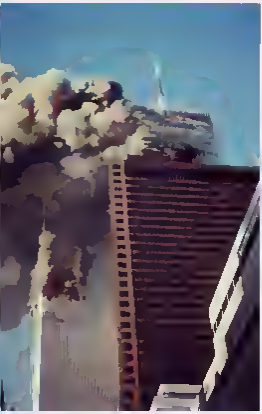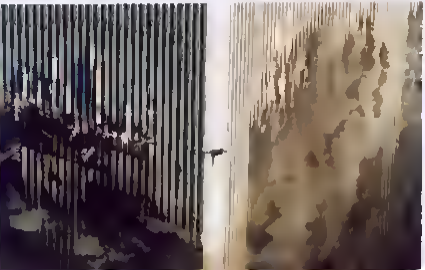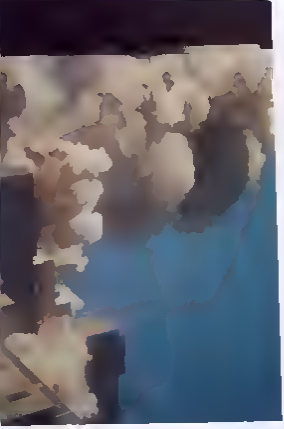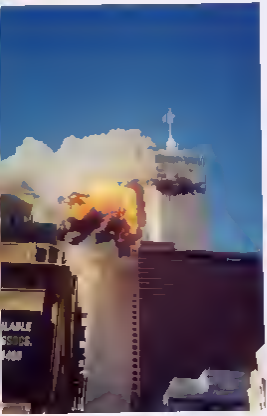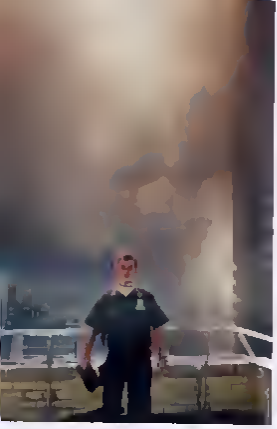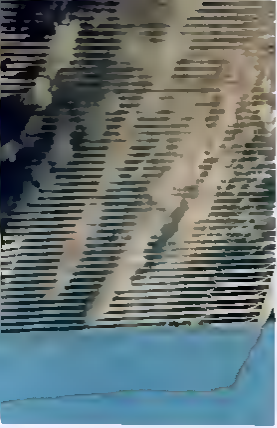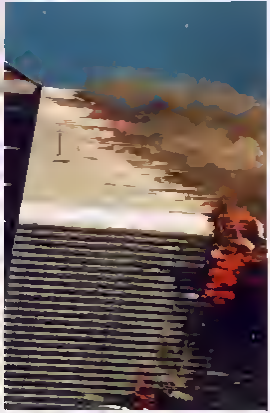
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